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## ***Public Utilities Commission of the State of California***

*Steve Larson, Executive Director*

### Headquarters

505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2782

### Southern California Office

320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA 90013  
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Online Calendar Archive: [http://www.cpuc.ca.gov/daily\\_calendar\\_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

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### **Daily Calendar Monday, November 29, 2004**

- Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
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- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/ Arbitrator's Reports
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- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
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- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



**The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities.**

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

Email: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)  
toll-free: 1-866-849-8390  
Voice: 415-703-2074

FAX: 415-355-5404 (Attn.: Public Advisor)  
TTY: 1-866-836-7825 (toll-free)  
1-415-703-5282

**REGULAR COMMISSION BUSINESS MEETINGS**

December 2, 2004	9:30 am	San Francisco
December 16, 2004	9:30 am	San Francisco
January 13, 2005	9:30 am	San Francisco

**COMMISSION RATESETTING DELIBERATIVE MEETINGS  
(Not Open to the Public)**

*Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.*

November 29, 2004	1:30 pm	San Francisco
December 13, 2004	1:30 pm	San Francisco
January 10, 2005	1:30 pm	San Francisco

**OTHER COMMISSION MEETINGS****Notice of Final Oral Argument – A.02-05-046**

November 30, 2004 11:00 am	California Public Utilities Commission 505 Van Ness Avenue, Commission Auditorium (Corner of Van Ness Avenue and McAllister Street) <b>San Francisco</b>
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Pursuant to Public Utilities Code § 1701.3(d), a final oral argument in the above-entitled matter will be held before a quorum of the Commission and Administrative Law Judge Brown.

In the Matter of the Application of Southern California Edison Company (U 338 E) Regarding the Future Disposition of the Mohave Generating Station.

Parties desiring expedited or daily transcripts should advise the Chief Hearing Reporter by telephone at (415) 703-2288, no later than three days prior to the first day of hearing.

If you have questions about the hearing date, time, or place, call the Calendar Clerk at (415) 703-1203.

**Notice of Final Oral Argument – I.02-11-040**

November 30, 2004 2:00 pm	California Public Utilities Commission 505 Van Ness Avenue, Commission Auditorium (Corner of Van Ness Avenue and McAllister Street) <b>San Francisco</b>
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Pursuant to Public Utilities Code § 1701.3(d), a final oral argument in the above-entitled matter will be held before a quorum of the Commission and Administrative Law Judge TerKeurst.

Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001.

Parties desiring expedited or daily transcripts should advise the Chief Hearing Reporter by telephone at (415) 703-2288, no later than three days prior to the first day of hearing.

If you have questions about the hearing date, time, or place, call the Calendar Clerk at (415) 703-1203.

**Joint Energy Action Plan(EAP) Meeting**

December 7, 2004 1 pm - 4:30 pm	California Public Utilities Commission 505 Van Ness Avenue, Auditorium (Corner of Van Ness Avenue and McAllister Street) <b>San Francisco</b>
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The Public Utilities Commission, Energy Commission and representatives from other state agencies will jointly participate in a discussion on implementing the Energy Action Plan. Particular focus will be given on achievement of each of the EAP goals. No decisions will be made at this public meeting.

Any person who wishes to address the members may do so by signing up at the start of the meeting with the Public Advisors. Public comment will be limited given the time constraints of the members; individual speakers should expect to have no more than 3 minutes.

For further information about making public comments at this meeting, please contact the Energy Commission Public Advisor at (916) 654-4489 or (800) 822-6288 or the Public Utilities Commission Public Advisor at (415) 703-2074.

Presentation documents, if any, will be available on the Agencies' websites by December 7<sup>th</sup>, 2004.

There will be a simultaneous audio cast of this meeting. Information on the Internet audio webcast can be found at [www.cpuc.ca.gov](http://www.cpuc.ca.gov).

This location is accessible to people with disabilities. If specialized accommodations for the disabled are needed, e.g., sign language interpreters, please call the Commission's Public Advisor at (415) 703-2074 three business days in advance of the meeting.

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## NOTICES

### **Central Files Revised Office Hours**

Starting May 24, 2004, the Central Files Office will be open for business from 8 a.m. to 12 noon only.

### **Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

### **Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

### **Commission Resources Available for Rental**

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

## SUBSCRIPTION INFORMATION

### **Subscription to Daily Calendar, Commission Meeting Agenda, and Draft Agenda Items**

For information contact: California Public Utilities Commission  
Attention: Poly Arca  
505 Van Ness Avenue, Room 1003  
San Francisco, CA 94102  
Phone: (415) 703-1798  
Email: [pol@cpuc.ca.gov](mailto:pol@cpuc.ca.gov)

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## COMMISSIONER OFFICE HOURS

NONE

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**PUBLIC MEETING & WORKSHOPS****Workshop Notice – R.04-04-003(Resource Adequacy – Phase 2)**

November 30, 2004 10:00 am	California Public Utilities Commission 505 Van Ness Avenue, Commission Courtroom (Corner of Van Ness Avenue and McAllister Street <b>San Francisco</b>
December 3, 2004 10:00 am	
December 15, 2004 10:00 am	
January 12, 2005 10:00 am	
January 13, 2005 10:00 am	
January 18, 2005 10:00 am	
January 19, 2005 10:00 am	
January 25, 2005 10:00 am	
January 26, 2005 10:00 am	

Order Instituting Rulemaking to Promote Policy and Program Coordination and Integration in Electric Utility Resource Planning.

The workshop in the above-entitled matter will be held before Administrative Law Judge Mark S. Wetzell or advisory staff.

**Workshop Notice – R.04-04-003(Resource Adequacy – Phase 2)**

December 6, 2004 10:00 am	Folsom Community Center 52 Natoma Street, Activities Room <b>Folsom</b>
December 7, 2004 10:00 am	
December 8, 2004 10:00 am	

Order Instituting Rulemaking to Promote Policy and Program Coordination and Integration in Electric Utility Resource Planning.

The workshop in the above-entitled matter will be held before Administrative Law Judge Mark S. Wetzell or advisory staff.

**Public Workshop on the Standardization of the CARE and LIEE Programs for the SMJU's**

December 7, 2004 10 am – 3 pm	California Public Utilities Commission 505 Van Ness Avenue, Conference Room 5100 (Corner of Van Ness and Golden Gate) <b>San Francisco</b>
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The purpose of this public workshop is to discuss the standardization of the California Alternate Rates for Energy (CARE) and Low Income Energy Efficiency (LIEE) programs for the Small and Multi-Jurisdictional Utilities (SMJU).

A Notice Letter with more information about this meeting will be served on the service list in rulemaking R04-01-006 and will be posted on the Commission's and the LIOB's websites.

**Teleconference Information:** Conference call capabilities will be provided by calling (866) 675-0748, followed by pass code 554377#. This location is wheelchair accessible and is open to the public. Questions regarding the workshop should be addressed to Zaida Amaya at (916) 324-8684 (zca@cpuc.ca.gov).

We ask any participants who wish to use this teleconference service to refrain from any additional sounds, such as, music on hold, background noises, as it interferes with the meeting. If necessary, please use the mute function on your phone or disconnect from the call and reconvene at a more convenient time.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

*Telecommunications Access for the Deaf and Disabled  
Administrative Committee  
December 7, 2004  
10 am - 4 pm*

*DDTP Office  
505 14<sup>th</sup> Street, Suite 400  
Oakland*

The Telecommunications Access for the Deaf and Disabled Administrative Committee will hold a meeting to address the following:

**PUBLIC MEETING AGENDA**

I. Welcome and Introduction of Members, II. Minutes of the November 2, 2004 TADDAC Meeting , III. Approval of Agenda IV. Administrative Business A. Public Input, B. Report from the Chair, C. Report from CPUC Staff, D. Report from CCAF Staff, V. Unfinished Business , A. Report from the CRS II Working Group, B. Standards and Assessment Guidelines for Committees, C. Review of FY 04-05 Financial Reports, D. Discussion of CapTel Trial and Equipment Distribution, E. Discussion of CPUC's Report Entitled "DDTP Options for Acquiring Equipment and Services" and Related Contract Extension VI. New Business A. Recommendations from CRSAC, B. Recommendations from EPAC C. Report on the Start-up of CRS II, D. Discussion of Nomination and Interview Process for new DDTP Committee Members, E. Discussion of Other State Agencies to Administer the DDTP, F. Discussion of Recommendations in the California Performance, G. Review Report Review of Voucher Trial Report.

For additional information, please call Jane Elin, DDTP Committee Coordinator, at (510) 302-1100 VOICE, (510) 302-1118 TTY, or e-mail her at jelin@ddtp.org. If you plan to attend the meeting and need sign language interpreters or other special communication accommodations, please call the DDTP office at least 5 days prior to the meeting.

**Environmental Notice:** People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

*Deaf and Disabled Telecommunications Program  
CRS 2 Workgroup  
December 8, 2004  
12 pm – 5 pm*

*DDTP Office  
505 14<sup>th</sup> Street, Suite 400  
Oakland*

The Deaf and Disabled Telecommunications Program will hold a meeting of the CRS 2 Workgroup – Mtg #9. The purpose of the Committee is to discuss and provide recommendations on certain aspects of the new California Relay Service.

I. Welcome and Introduction of Members., II. Review and approve the Minutes of the November 3, 2004, CRS-II Workgroup Meeting., III. Review and approve agenda., IV. Action items from previous meeting., V. Comments/report from the CPUC – CRS II and CapTel updates., VI. CRS-II implementation/progress report, including Acceptance Testing., VII Website update., VIII. CRS-II marketing progress report., IX. CRS-II outreach report and Deaf Expo review., NOTE: Public Input to the Committee, including CRS providers in attendance, X. CRS-II reporting requirements, format, and procedures, XI. Schedule and agenda for next two CRS-II Workgroup meetings., XIII. Adjournment.

**Meeting Information:** For more information, please contact Jane Elin, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

**Environmental Notice:** People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Workshop Notice (Revised as of 11/10/04)**

*December 8, 2004  
10 am - 4 pm*

*California Public Utilities Commission  
505 Van Ness Avenue, Auditorium  
(Corner of Van Ness and Golden Gate)*

December 9, 2004  
9 am – 4 pm

**San Francisco**

Decision 04-09-022 states that the CPUC should coordinate with the California Energy Commission to examine gas quality issues in a technical workshop. This workshop will address the natural gas quality specification issues that were raised in Order Instituting Rulemaking (R.) 04-01-025, and certain issues presented in the California Energy Commission's 2003 Integrated Energy Policy Report, docket number 04-IEP-1. This workshop is to be conducted jointly under the auspices of California Public Utilities Commission and California Energy Commission, with the collaboration of Air Resources Board and California Department of Conservation - Division of Oil, Gas, and Geothermal Resources.

Audio from this workshop will be broadcast over the Internet and comments and presentations will be posted on both CPUC's and CEC's web sites: [www.cpuc.ca.gov](http://www.cpuc.ca.gov) and [www.energy.ca.gov/webcast/](http://www.energy.ca.gov/webcast/).

Participants desiring to make a presentations are requested to contact the CPUC and Energy Commission, as indicated below, by November 29, 2004, and provide copies of their presentations by December 6, 2004, so they can be loaded on the CPUC's and Energy Commission's websites for remote viewing. Participants are encouraged to provide their presentations in a PowerPoint or equivalent format to: David Effross, at [DRE@cpuc.ca.gov](mailto:DRE@cpuc.ca.gov) and Mike Purcell at [mpurcell@energy.state.ca.us](mailto:mpurcell@energy.state.ca.us). CPUC and Energy Commission staff will afterwards prepare and file a report with recommendations to both the CPUC and Energy Commission. This workshop report will be filed February 4, 2005. Interested parties may file comments on the workshop report on or before February 22, 2005.

**Workshop Notice – R04-10-010**

December 9, 2004  
10 am

California Public Utilities Commission  
505 Van Ness Avenue, Commission Courtroom  
(Corner of Van Ness Avenue and McAllister Street)  
**San Francisco**

Rulemaking to Set Hourly Rates for Purposes of Calculating Intervenor Compensation Awards, Pursuant to Public Utilities Code Section 1801 and Following, for Work Performed in Calendar Year 2005. The workshop in the above-entitled matter will be held before Administrative Law Judge Steve Kotz.

**Workshop Notice Modification of the Rate Case Plan for Class A Water Utility General Rate Applications**

December 13, 2004  
1:30 pm – 4 pm

California Pubic Utilities Commission  
505 Van Ness Avenue, Room 3104  
(Corner of Van Ness and Golden Gate)

December 14, 2004  
1:30 pm – 4 pm

**San Francisco**

The Water Division is hosting these continuation workshops, to solicit public input on the need for modification of the Rate Case Plan for Class A Water Utility General Rate Applications (Commission Decision 90-08-045).

The purpose of the workshop is two fold:

To identify the least controversial issues in the Draft Proposed Rate Case Plan for Class A Water Utility General Rate Applications prepared by the Water Division and;

To discuss the necessary components of an interim rate case plan schedule for year 2004.

For your information, the Draft Proposed Rate Case Plan for Class A Water Utility General Rate Applications can be found on the Commission website at <http://www.cpuc.ca.gov>. (Go to the "Regulated Areas," select "Water" and scroll down to "Helpful Links".)

Questions regarding the workshop should be addressed to Peter Liu of the Water Division at (415) 703-1390;([ptl@cpuc.ca.gov](mailto:ptl@cpuc.ca.gov)).

**NOTICE OF DRAFT RESOLUTIONS  
(Pursuant to PU Code § 311(g))**

The Telecommunications Division has prepared Resolution T-16900, tentatively scheduled to be included on the December 2, 2004 Commission agenda. This resolution will revoke 101 telecommunications authorities for failure to comply with Decision 93-05-010 Ordering Paragraph 4. The following authorities will be revoked:

<u>ID NO.</u>	<u>UTILITY TYPE</u>	<u>UTILITY NAME</u>
5001	IEC	AMERITEL INC.
5008	IEC	FRONTIER COMMS-NORTH CENTRAL REGION INC.
5123	IEC	ONCOR COMMUNICATIONS, INC.
5133	IEC	DONALD R. COOK
5137	IEC	HENDRIX RADIO COMMUNICATIONS, INC.
5173	IEC	INCOMNET COMMUNICATIONS CORPORATION
5178	IEC	SCOTT COMMUNICATIONS INC.
5223	CLR	PHOENIX NETWORK, INC.
5228	IEC	L.A. CELLULAR LONG DISTANCE, LLC.
5249	IEC	NETWORK US, INC.
5273	IEC	COMMUNICATION TELESYSTEMS INTERNATIONAL
5279	IEC	SALADIN-WESTCO
5289	IER	TEL-SAVE, INC.
5296	IEC	TELEDEBIT, L.P.
5303	IEC	WORLDTEL SERVICES, INC.
5311	IEC	ABS TELEPHONE COMPANY
5312	IEC	ABCO COMMUNICATIONS, INC.
5323	CLR	AWN MESSAGE CORP.
5349	IEC	QUEST TELECOMMUNICATIONS
5365	IEC	PEOPLES TELEPHONE COMPANY
5371	IEC	GST PACIFIC LIGHTWAVE, INC.
5386	IEC	SACRAMENTO VALLEY LIMITED PARTNERSHIP
5387	IEC	MODOC RSA LIMITED PARTNERSHIP
5424	IEC	TELECOM UNITED NORTH
5433	CLC	ACCESS NETWORK SERVICES, INC.
5440	IEC	AS TELECOMMUNICATIONS, INC.
5473	IEC	BULLETINS
5509	IEC	FIBERTEL, INC.
5511	IEC	INTELNET INTERNATIONAL CORP.
5523	CLC	ELECTRIC LIGHTWAVE
5541	CLR	AMADOR TELECOMMUNICATIONS, INC.
5556	CLC	WINSTAR WIRELESS OF CALIFORNIA, INC.
5572	IEC	AMERICAN FREEDOM NETWORK (JD SVCS)
5586	CLR	TIME WARNER CONNECT
5589	IEC	XTRACOM, INC.
5608	IEC	AMERICAN TELCO
5623	IEC	DELTATEL, INC.
5647	IEC	PARADIGM COMMUNICATIONS CORP.
5659	IEC	CASH BACK REBATES LD.COM, INC.
5683	IEC	INTERCONTINENTAL COMMS. GROUP, INC.
5693	IEC	CALL PLUS, INC.
5694	IEC	AXCES, INC.
5703	CLR	QUINTELCO COMMUNICATIONS
5716	IEC	TELEC, INC.
5719	IEC	MARATHON COMMUNICATIONS INC.
5722	CLR	MOMENTUM TELECOM, INC.
5731	CLR	SASSCOM, INC.
5746	IEC	ROYAL TELECOM INTERNATIONAL
5748	IEC	TELSCAPE USA, INC.
5770	IEC	USA GLOBAL LINK, INC.
5796	CLC	COYOTE METRO, LLC
5812	IEC	AMERICAN TELECOM INC.
5818	CLR	INTEGRATED COMMS CONSULTANTS, INC.
5824	IEC	PACIFIC TELEHUB NETWORK SERVICES CORP.

5831	CLC	OMNIPLEX COMMUNICATIONS GROUP, LLC
5842	IEC	STORMTEL, INC.
5843	IEC	USA TELE CORP.
5873	IEC	INTERNATIONAL THINKLINK CORPORATION
5874	CLC	CONVERGENT COMM. SERVICES, INC.
5889	IEC	UNITED SERVICES TELEPHONE, LLC
5910	IEC	MIDWEST TELECOM OF AMERICA, INC.
5932	IEC	PRO PLUS COMMUNICATIONS CORPORATION
5938	IEC	SAVECOM INTERNATIONAL USA, INC.
5939	IEC	STAR TELECOM NETWORK INC.
5950	CLC	OMNIWERX
5953	CLR	NET.WORLD
5957	CLR	PHOENIX INTEGRATION GROUP
5978	IEC	ONE STEP CONNECT, INC.
5981	IEC	FREEDOM COMMUNICATIONS CORP.
5982	IEC	STAR DIRECT TELECOM, INC.
5993	IEC	COMMUNICATION NETWORK SERVICES, L.L.C.
5994	IEC	STAR NETWORK CORPORATION
5996	IEC	PNV.NET, INC.
6007	IEC	TELECOM RESOURCES, INC.
6031	IEC	RON JAWORSKI COMMUNICATIONS (EAGLE)
6120	IER	SPECIAL ACCOUNTS BILLING GROUP, INC.
6126	IER	DIRECT ONE, LLC (DBA DIRECT ONE)
6155	IER	NOSC CORP.
6178	IER	BLACKSTONE COMMUNICATIONS COMPANY
6194	IEC	GLOBAL WEST NETWORK, INC.
6210	IER	COLUMBIA TELECOMMUNICATIONS, INC.
6211	IER	INTERNATIONAL EXCHANGE NETWORKS, LTD
6213	IER	ST. ANDREWS TELECOMMUNICATIONS, LLC
6220	IER	TRANSNET CONNECT, INC.
6356	IEC	NATEL, INC.
6375	IER	CYBERTEL COMMUNICATIONS CORP.
6429	IER	DONTEL INTERNATIONAL, LLC
6434	IER	MERCURY LONG DISTANCE, INC.
6440	IER	NOVACOM GLOBAL, LLC
6456	CLC	GLOBAL TECHNOLOGY ENTERPRISES
6506	IER	LONG DISTANCE BILLING SERVICES, INC.
6523	IER	NORTE.COM, INC.
6536	IEC	TELSTAR INTERNATIONAL, INC. (SEE DBA)
6567	IER	TELECOMEZ CORPORATION
6614	IEC	DYNALINK TELECOM, INC.
6636	IEC	KDI DISTRIBUTION, INC. (SEE DBA)

**NOTICE OF DRAFT RESOLUTIONS**  
**(Pursuant to PU Code § 311(g))**

**Draft Resolution Authorizing a One-Time Deviation from the Process for Appointing Members to the  
Diablo Canyon Independent Safety Committee Established by Commission Decisions D88-12-083 and D04-05-055**

Draft Resolution L-315 of the Legal Division approves Legal Division's request for a one-time deviation from the process established by Commission Decisions D88-12-083 and D04-05-055, pursuant to which membership vacancies on the Diablo Canyon Independent Safety Committee are filled.

Draft Resolution L-315 will be on the agenda at the Commission's December 16, 2004 meeting. The Commission may then vote on the resolution or it may postpone a vote until later. Only when the Commission acts does the Resolution become binding on the parties.

On November 15, 2004, draft Resolution L-315 was circulated to the parties to Commission Docket Nos. A02-11-017 and I03-01-012 (the Pacific Gas and Electric Company's Test Year 2003 General Rate Case). Interested parties may submit comments on the draft Resolution. In accordance with Rule 77.7(c) of the Commission's Rules of Practice and Procedure, comments concerning the Draft Resolution shall be due on December 6, 2004, with reply comments due on December 11, 2004. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's internet site at [cpuc.ca.gov](http://cpuc.ca.gov).

If any party to Docket Nos. A02-11-017 and I03-01-012 believes that an evidentiary hearing is required in order for the Commission to take the action it proposes to take in this Draft Resolution, in its comments to be filed by December 6, 2004, it must: (i) request an evidentiary hearing; (ii) identify the material disputed issue or issues of fact that require such an evidentiary hearing; (iii) identify the nature of the testimony it would introduce at an evidentiary hearing; and (iv) explain why such a hearing is required, with citation to any relevant legal authority. Any possible right that any party to Docket Nos. A02-11-017 and I03-01-012 may have to an evidentiary hearing on the matter that is the subject of this Draft Resolution will be waived if the party does not properly request such a hearing in its comments to be filed by December 6, 2004, which comments must include the above-required information.

An original and two copies of the comments, with a certificate of service, should be submitted to:

Becky Cunningham  
Legal Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102

An **electronic copy of the comments in WORD format** should be submitted to:

Laurence G. Chaset

By electronic mail in Word: [lau@cpuc.ca.gov](mailto:lau@cpuc.ca.gov)

Those submitting comments must serve a copy of their comments on 1) the entire service list attached to this notice, 2) all Commissioners, and 3) the Commission's General Counsel, on the same date that the comments are submitted to the Legal Division.

Comments due on December 6, 2004 shall be limited to five pages in length, plus an appendix listing any recommended changes to the draft Resolution, including recommended changes to the proposed findings and ordering paragraphs.

Comments shall focus on factual, legal or technical errors in the proposed draft Resolution. Comments that merely reargue positions taken in the proceedings referenced above will be accorded no weight and are not to be submitted.

Replies to comments on the draft resolution due on December 11, 2004 shall be limited to identifying misrepresentations of law or fact contained in the comments of other parties. Replies shall not exceed five pages in length, and shall be filed and served as set forth above for comments.

Late submitted comments or replies will not be considered.

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#### **NOTICE OF DRAFT RESOLUTIONS (Pursuant to PU Code § 311(g))**

Draft Resolutions M-4813 and M-4814 will be placed on the Commission Meeting Agenda of December 16, 2004.

Resolution M-4813 adopts level of Utilities Reimbursement Account Fees for fiscal year 2004-05. Resolution M-4814 adopts level of Transportation Reimbursement Account Fees for fiscal year 2004-05.

Interested parties may obtain a copy of Resolution M-4813 and M-4814 for review and submission of written comments. A copy of the draft resolutions may be obtained from, and any subsequent written comments should be submitted to:

Mike Cooper  
California Public Utilities Commission  
505 Van Ness Avenue

San Francisco, CA 94102  
dmc@cpuc.ca.gov

Parties who wish to file comments on either of these resolutions may do so no later than December 6, 2004.

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**NEW FILINGS**

11/18/04      **A04-03-008 – Amended Application** - San Diego Gas & Electric Company (U 902-E), for a Certificate of Public Convenience and Necessity for the Otay Mesa Power Purchase Agreement Transmission Project. **Amends a portion of the initial application to reflect a project alternative and provide prepared supporting testimony.**

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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

NONE

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**DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \*  
ARBITRATOR'S REPORTS**

NONE

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**ADVICE LETTER FILINGS**

NONE

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**MISCELLANEOUS TRANSPORTATION ITEMS**  
**Filings with Consumer Protection and Safety Division**  
**Miscellaneous Transportation Items**

NONE

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**MISCELLANEOUS TELECOMMUNICATION MATTERS**

NONE

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**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

**11/19/04**      **A.04-06-004** - Petition of LEVEL 3 COMMUNICATIONS, LLC (U-5941-C) for Arbitration Pursuant to  
ALJ Yacknin      Section 252(b) of the Communications Act of 1934, as amended by the Telecommunications Act of  
1996, and Applicable State Laws for Rates, Terms and Conditions of Interconnection with Pacific Bell

Telephone Company dba SBC California and SBC Communications.

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**ADJOURNMENTS \* RESETTINGS \* HEARINGS CONCLUDED**

NONE

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**REMOVALS FROM CALENDAR**

NONE

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**NEW SETTINGS**

NONE

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**LAW AND MOTION**

Law and Motion Hearings are held before Administrative Law Judges Sarah R. Thomas and John E. Thorson at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

**11/29/04** NONE SCHEDULED  
10:00 a.m.

**12/6/04** NONE SCHEDULED  
10:00 a.m.

**12/14/04** **I.02-11-040 (LM)** - Order Instituting Investigation into the Gas Market Activities of Southern California  
10:00 a.m. Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern  
ALJ Thorson California Edison and their impact on the Gas Price Spikes experienced at the California Border from  
Comr Lynch March 2000 through May 2001,  
**Commission Courtroom, San Francisco**

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**FINAL ORAL ARGUMENTS (FOA)**

**11/30/04** **A.02-05-046 (FOA)** - In the Matter of the Application of Southern California Edison Company  
11:00 a.m. (U 338 E) Regarding the Future Disposition of the Mohave Generating Station,  
ALJ Brown **Commission Auditorium, San Francisco**  
Comr Lynch

**11/30/04** **I.02-11-040 (FOA)** - Order Instituting Investigation into the Gas Market Activities of Southern California  
2:00 p.m. Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern  
ALJ TerKeurst California Edison and their impact on the Gas Price Spikes experienced at the California Border from  
Comr Lynch March 2000 through May 2001,  
**Commission Auditorium, San Francisco**

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**HEARINGS**

Dates in parentheses following the word “also” are subject to change without notice. The assigned Commissioner’s name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

*(PHC) = Prehearing Conference*  
*(EH) = Evidentiary Hearing*  
*(PPH) = Public Participation Hearing*  
*(IAM) = Initial Arbitration Meeting*  
*(M) = Mediation*

*(ECP) = Expedited Complaint Procedure*  
*(OSC) = Order to Show Cause*  
*(WS) = Workshop*  
*(FPH) = Full Panel Hearing*  
*(AH) = Arbitration Hearing*

*(CA) = Closing Argument*  
*(LM) = Law & Motion*  
*(OA) = Oral Argument*

- 11/30/04**      **A.04-09-009 (PHC)** - Application of Avista Corporation (U 907 G), a Washington corporation, and Southwest Gas Corporation (U 905 G), a California corporation, for authority to sell interests in utility property pursuant to the provision of Section 851 of the Public Utilities Code of the State of California, **Commission Courtroom, San Francisco**  
 10:00 a.m.  
 ALJ Walker  
 Comr Peevey
- 11/30/04**      **R.04-04-003 (WS) (Resource Adequacy – Phase 2)** - Order Instituting Rulemaking to Promote Policy and Program Coordination and Integration in Electric Utility Resource Planning, **Commission Courtroom, San Francisco**  
 10:00 a.m.  
 ALJ Wetzell  
 Comr Peevey  
**(also December 3; December 15; January 12 - 13; January 18 – 19; and January 25 – 26)**  
**Also:**  
**12/6/04 – 12/8/04, 10 a.m., Folsom Community Center – Activities Room, 52 Natoma Street, Folsom, CA**
- 12/1/04**      **A.04-06-022 (PHC)** - Application of KERMAN TELEPHONE CO. (U 1012 C) pursuant to Public Utilities Code Section 851 through 854 for authority to sell a warehouse and related land, **Commission Courtroom, San Francisco**  
 10:00 a.m.  
 ALJ DeBerry  
 Comr Brown
- 12/1/04**      **C.04-10-032 (ECP)** - Juan Luis Mendoza Fernandez, Complainant, vs. Pacific Gas and Electric Company, Defendant, **Commission Courtroom, San Francisco**  
 10:00 a.m.  
 ALJ Patrick
- 12/3/04**      **C.04-08-034 (ECP)** - Cornell Mitchell, Complainant, vs. Southern California Edison Company, Defendant, **Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**  
 11:00 a.m.  
 ALJ Barnett
- 12/3/04**      **C.04-07-052 (ECP)** - John Dickey and Luanne Aulenback-Dickey, Complainants, vs. Southern California Edison Company, Defendant, **Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**  
 12:00 noon  
 ALJ Barnett
- 12/3/04**      **C.04-10-016 (ECP)** - Frances Ann Myers, Complainant, vs. Pacific Bell Telephone Company dba SBC California, Defendant, **Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**  
 1:00 p.m.  
 ALJ Barnett

- 12/6/04**  
9:30 a.m.  
ALJ Walwyn  
Comr Brown
- A.04-04-040 (EH)** - In the Matter of the Application of California-American Water Company for an order authorizing it to change its rates for water service in its Sacramento District to increase revenues by \$3,160.8 or 14.35% in the year 2005, by \$2,158.6 or 8.48% in the year 2006 and by \$1,202.2 or 4.35% in the year 2007, and  
**A.04-04-041** - In the Matter of the Application of California-American Water Company (U2100) for an order authorizing it to increase its rates for water service in its Larkfield District to increase revenues by \$494.1 or 26.16% in the year 2005, by \$183.4 or 7.63% in the year 2006 and by \$61.9 or 2.39% in the year 2007, and  
**A.04-08-013** - In the Matter of the Application of California-American Water Company for Authority Pursuant to PU Code Section 454 to Restructure and Consolidate its Rates for its Sacramento and Larkfield Districts,  
**Commission Courtroom, San Francisco**  
**(also December 7 – 8)**
- 12/6/04**  
7:00 p.m.  
ALJ McVicar  
Comr Kennedy
- A.04-08-012 (PPH)** - In the Matter of the Application of California-American Water Company for Authority Pursuant to Public Utilities Code Section 454 to Restructure and Consolidate its Rates for its Monterey and Felton Districts,  
**Monterey Conference Center – Ferrante Room II & III, One Portola Plaza, Monterey, CA**  
**Also:**  
**12/7/04, 7:00 p.m., Felton Community Hall – Main Auditorium, 6191 Highway 9, Felton, CA**
- 12/8/04**  
10:00 a.m.  
ALJ Galvin  
Comr Peevey
- A.04-08-008 (EH)** – Application of Southern California Edison Company (U 338-E) for Approval of its Forecast 2005 ERRRA Proceeding Revenue Requirement; to Implement its ERRRA Revenue Requirement Coincident with the DWR Power charge Revenue Requirement; and to Consolidate all Commission-authorized Revenue Requirements and Set Unbundled Rate Components Beginning January 1, 2005,  
**Commission Courtroom, San Francisco**  
**(also December 9 as needed)**
- 12/8/04**  
10:00 a.m.  
ALJ Patrick
- C.04-10-035 (ECP)** - Marvin Ellis, Complainant, vs. Pacific Gas and Electric Company, Defendant,  
**Commission Courtroom, San Francisco**
- 12/9/04**  
10:00 a.m.  
ALJ Kotz  
Comr Peevey
- R.04-10-010 (WS)** - Rulemaking to Set Hourly Rates for Purposes of Calculating Intervenor Compensation Awards, Pursuant to Public Utilities Code Section 1801 and Following, for Work Performed in Calendar Year 2005,  
**Commission Courtroom, San Francisco**
- 12/13/04**  
10:00 a.m. –  
4:00 p.m.  
ALJ Gottstein  
Comr Lynch
- A.00-05-002 (EH)** - In the Matter of the Application of Southern California Gas Company (U904G) for Authority to increase its Gas Revenue Requirements to Reflect its Accomplishments for Demand-Side Management Program Years 1995 and 1997, Energy Efficiency Program Year 1999, and Low-Income Program Years 1998 and 1999 in the 2000 Annual Earnings Assessment Proceeding (“AEAP”), and Related Matters:  
**A.00-05-003**  
**A.00-05-004**  
**A.00-05-005**  
**A.01-05-003**  
**A.01-05-009**  
**A.01-05-017**  
**A.01-05-018**  
**A.02-05-002**  
**A.02-05-003**  
**A.02-05-005**  
**A.02-05-007**  
**Commission Courtroom, San Francisco**  
**(also December 14 – 16 at 9:00 a.m. – 1:00 p.m.)**

- 12/14/04**  
10:00 a.m.  
ALJ Jones  
Comr Brown  
**A.04-09-023 (IAM)** - Application by Pacific Bell Telephone Company dba SBC California (U 1001 C) for Arbitration of an Interconnection Agreement with AT&T Communications of California, Inc. (U 5002 C), TCG Los Angeles, Inc. (U 5462 C), TCG San Diego (U 5389 C), and TCG San Francisco (U 5454 C) Pursuant to Section 252(b) of the Telecommunications Act of 1996,  
**Commission Courtroom, San Francisco**
- 12/14/04**  
10:00 a.m.  
ALJ Thorson  
Comr Lynch  
**I.02-11-040 (LM)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,  
**Commission Courtroom, San Francisco**
- 12/14/04**  
1:00 p.m.  
ALJ McKenzie  
Comr Peevey  
**C.04-10-005 (PHC)** - ProPacific Fresh, Complainant, vs. Pacific Gas and Electric Company, Defendant, (U 39 E),  
**Commission Courtroom, San Francisco**
- 12/20/04**  
11:00 a.m.  
ALJ Walwyn  
Comr Brown  
**I.04-08-023 (EH)** - In the matter of the Order Instituting Investigation an Order to Show Cause on the Commission's own motion into the operations and practices of Globe Van Lines of California, Inc., a Florida corporation, and its President Isaac Nagar, Applicants/Respondents,  
**Commission Courtroom, San Francisco**
- 12/20/04**  
1:00 p.m.  
ALJ Barnett  
**C.04-07-051 (ECP)** - Casey O'Connor, Complainant, vs. Verizon Long Distance, Defendant,  
**Indio City Hall – Large Conference Room, 100 Civic Center Hall, Indio CA**
- 12/22/04**  
10:00 a.m.  
ALJ Walwyn  
Comr Brown  
**I.04-08-023 (EH)** - In the matter of the Order Instituting Investigation an Order to Show Cause on the Commission's own motion into the operations and practices of Globe Van Lines of California, Inc., a Florida corporation, and its President Isaac Nagar, Applicants/Respondents,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 1/4/05**  
10:00 a.m.  
ALJ Barnett  
Comr Kennedy  
**A.04-06-002 (EH)** – In the Matter of the Joint Application of Shell California Pipeline Company LLC and Crimson California Pipeline L.P., pursuant to Section 851 of the Public Utilities Code, for Approval of the Purchase and Sale of Certain Public Utility Pipeline Assets,  
**Commission Courtroom, San Francisco**
- 1/4/05**  
10:00 a.m.  
ALJ McVicar  
Comr Kennedy  
**A.04-08-012 (EH)** - In the Matter of the Application of California-American Water Company for Authority Pursuant to Public Utilities Code Section 454 to Restructure and Consolidate its Rates for its Monterey and Felton Districts,  
**Commission Courtroom, San Francisco**  
**(also January 5 – 7)**
- 1/4/05**  
10:00 a.m.  
ALJ Jones  
Comr Brown  
**A.04-09-023 (AH)** - Application by Pacific Bell Telephone Company dba SBC California (U 1001 C) for Arbitration of an Interconnection Agreement with AT&T Communications of California, Inc. (U 5002 C), TCG Los Angeles, Inc. (U 5462 C), TCG San Diego (U 5389 C), and TCG San Francisco (U 5454 C) Pursuant to Section 252(b) of the Telecommunications Act of 1996,  
**Commission Courtroom, San Francisco**  
**(also January 5 – 7 and January 10 – 14)**
- 1/5/05**  
10:00 a.m.  
ALJ Econome  
Comr Wood  
**A.04-06-030 (EH)** - In the Matter of the Application of the City of Petaluma, a Municipal Corporation, for an Order Authorizing the Relocation of One At-Grade Crossing of the Tracks of the Sonoma Marin Area Rail Transit District in the City of Petaluma, County of Sonoma,  
**Commission Courtroom, San Francisco**

- 1/11/05**  
10:00 a.m.  
ALJ Walker  
Comr Kennedy  
**A.04-02-031 (PHC)** - Application of the City of Gridley to remove the Laurel Street crossing of the Union Pacific Railroad Company tracks and construct a new crossing in the City of Gridley, County of Butte,  
**Commission Courtroom, San Francisco**
- 1/11/05**  
10:00 a.m.  
ALJ Fukutome  
Comr Peevey  
**A.04-08-042 (EH)** - In the Matter of the Application of **SOUTHERN CALIFORNIA WATER COMPANY (U 133 W)** for an Order authorizing it to increase rates for water service by \$677,900 or 9.65% in 2005, by \$177,600 or 2.31% in 2006, and by \$186,000 or 2.36% in 2007 in the Arden-Cordova Customer Service Area; by \$227,300 or 4.71% in 2005, by \$126,400 or 2.50% in 2006, and by \$136,100 or 2.63% in 2007 in the Bay Point Customer Service Area; by \$136,200 or 10.37% in 2005, by \$45,800 or 3.16% in 2006, and by \$47,900 or 3.20% in 2007 in the Clearlake Customer Service Area; by \$183,500 or 9.44% in 2005, by \$89,700 or 4.22% in 2006, and by \$95,300 or 4.30% in 2007 in the Los Osos Customer Service Area; by \$214,500 or 8.07% in 2005, by \$154,600 or 5.38% in 2006, and by \$160,900 or 5.31% in 2007 in the Ojai Customer Service Area; by \$644,900 or 10.57% in 2005, by \$314,500 or 4.66% in 2006, and by \$331,000 or 4.69% in 2007 in the Santa Maria Customer Service Area; by \$575,100 or 7.24% in 2005, by \$120,600 or 1.42% in 2006, and by \$192,900 or 2.23% in 2007 in the Simi Valley Customer Service Area; and various other relief,  
**Commission Courtroom, San Francisco**
- 1/13/05**  
10:00 a.m.  
ALJ Barnett  
**C.04-10-006 (ECP)** - Melvyn Ian Hurok, Complainant, vs. Verizon California Inc., Defendant,  
**San Bernardino State Building, 464 West Fourth Street, 7<sup>th</sup> Floor, Room 718, San Bernardino, CA**
- 1/13/05**  
11:00 a.m.  
ALJ Barnett  
**C.04-10-020 (ECP)** - Nick J. Constantinides, Complaint, vs. Bear Valley Electric Services, Defendant,  
**San Bernardino State Building, 464 West Fourth Street, 7<sup>th</sup> Floor, Room 718, San Bernardino, CA**
- 1/14/05**  
11:00 a.m.  
ALJ Barnett  
**C.04-10-027 (ECP)** - Sotelo Car Care, Inc., Complainant, vs. Nextel of California, Inc., Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 1/14/05**  
12:00 noon  
ALJ Barnett  
**C.04-09-040 (ECP)** - Eli Littner, Complainant, vs. Bullseye Telecom, Inc., Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 1/14/05**  
1:00 p.m.  
ALJ Barnett  
**C.04-10-025 (ECP)** - Innovative Glass Elements, Inc., Complainant, vs. Southern California Edison Company, Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 1/19/05**  
9:30 a.m.  
ALJ Duda  
Comr Brown  
**A.04-05-002 (AH)** - In the Matter of the Request for Arbitration of XO California, Inc. Of an Amendment to an Interconnection Agreement with SBC California Pursuant to Section 252(B) of the Communications Act of 1934, as Amended,  
**Commission Courtroom, San Francisco**  
**(also January 20)**
- 1/19/05**  
10:00 a.m.  
ALJ McVicar  
Comr Peevey  
**A.04-09-005 (EH)** - In the Matter of the Application of San Gabriel Valley Water Company (U337W) for Authority to Increase Rates Charged for Water Service in its Los Angeles County Division by \$11,010,200 or 29.3% in July 2005, \$1,590,100 or 3.3% in July 2006, and \$1,798,600 or 3.6% in July 2007,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**  
**(also January 20 – 21 at 9:00 a.m.)**

- 1/19/05**  
4:30 p.m.  
ALJ Mattson  
Comr Peevey  
**A.04-06-024 (PPH)** - Application of Pacific Gas and Electric Company To Revise Its Electric Marginal Costs, Revenue Allocation, and Rate Design U 39 M,  
**Chico Public Library – Conference Room, 1108 Sherman Avenue, Chico, CA**  
**Also:**  
**2/1/05, 6:00 p.m., Commission Auditorium, 505 Van Ness Avenue, San Francisco, CA**  
**2/2/05, 7:00 p.m., Santa Rosa City Hall Council Chamber, 100 Santa Rosa Avenue, Santa Rosa, CA**  
**2/3/05, 7:00 p.m., Sheriff's Auditorium, 55 West Younger Avenue, San Jose, CA**  
**2/7/05, 4:00 p.m., Tulare Public Library – Centennial Room, 113 North F Street, Tulare, CA**
- 1/21/05**  
9:30 a.m.  
ALJ Econome  
Comr Brown  
**C.04-08-026 (EH)** - AT&T Communications of California, Inc. (U 5002 C), TCG Los Angeles, Inc. (U 5462 C), TCG San Diego (U 5389 C) and TCG San Francisco (U 5454C), Complainants, vs. Verizon California Inc. (U 1002 C), Defendant, and  
**C.04-09-001** - Telescape Communications, Inc. (U 6589 C), Wholesale Airtime, Inc. (U 5751 C), and Blue Casa Communications, LLC (U 6764 C), Complainants, vs. Verizon California, Inc. (U 1002 C), Defendant, and  
**C.04-09-010** - ACN Communication Services, Inc. (U 6342 C), Covad Communications Co. (U 5752 C), and Vycera Communications, Inc. (U 5477), Complainants, vs. Verizon California Inc. (U 1002 C), Defendant,  
**Commission Courtroom, San Francisco**
- 1/24/05**  
9:00 a.m.  
ALJ McVicar  
Comr Peevey  
**A.04-09-005 (EH)** - In the Matter of the Application of San Gabriel Valley Water Company (U337W) for Authority to Increase Rates Charged for Water Service in its Los Angeles County Division by \$11,010,200 or 29.3% in July 2005, \$1,590,100 or 3.3% in July 2006, and \$1,798,600 or 3.6% in July 2007,  
**Commission Courtroom, San Francisco**  
**(also January 25)**
- 1/25/05**  
11:00 a.m.  
ALJ Malcolm  
Comr Peevey  
**R.03-10-003 (PHC)** - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation,  
**Commission Courtroom, San Francisco**
- 1/31/05**  
10:00 a.m.  
ALJ O'Donnell  
Comr Brown  
**A.04-02-026 (EH)** - Application of Southern California Edison Company (U 338-E) for Authorization: (1) to Replace San Onofre Nuclear Generating Station Unit Nos. 2 & 3 (SONGS 2 & 3) Steam Generators; (2) Establish Ratemaking for Cost Recovery; and (3) Address Other Related Steam Generator Replacement Issues,  
**Commission Courtroom, San Francisco**  
**(also February 1 – 4 and February 7 – 11) (Note: January 31 and February 7 at 10:00 a.m. and the remaining days at 9:30 a.m.)**
- 2/10/05**  
10:00 a.m.  
ALJ Malcolm  
Comr Brown  
**A.04-07-044 (EH)** - Application of Pacific Gas and Electric Company to Revise its Gas Rates and Tariffs to be Effective July 1, 2005 (U 39 G),  
**Commission Courtroom, San Francisco**  
**(also February 11 and February 14 – 16 at 9:00 a.m.)**
- 2/22/05**  
10:00 a.m.  
ALJ McKenzie  
Comr Brown  
**C.04-08-035 (EH)** - Hofmann Land Development Co., Complainant, vs. Pacific Bell Telephone Company dba SBC California, Defendant,  
**Commission Courtroom, San Francisco**  
**(also February 23 – 25)**
- 3/1/05**  
10:00 a.m.  
ALJ Vieth  
Comr Peevey  
**A.03-10-057 (PHC)** - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region 1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief,  
**Commission Courtroom, San Francisco**

- 3/1/05**  
10:00 a.m.  
ALJ Koss  
Comr Peevey  
**C.04-06-032 (EH)** - E. Dennis Geary, Trustee of the Geary Family Trust Under Declaration of Trust Dated October 9, 1990, Complainant, vs. North County Transit District and Versaform Corporation, Defendants,  
**San Diego State Office Building, 1350 Front Street, Room B-107, San Diego, CA**  
**(also March 2)**
- 3/1/05**  
10:00 a.m.  
ALJ Malcolm  
Comr Peevey  
**R.04-03-017 (EH)** - Order Instituting Rulemaking Regarding Policies, Procedures and Incentives for Distributed Generation and Distributed Energy Resources,  
**Commission Courtroom, San Francisco**  
**(also March 2 - 4)**
- 3/3/05**  
3:00 p.m.  
ALJ Bushey  
Comr Brown  
**I.04-07-005 (TELEPHONIC – PHC)** - Investigation on the Commission's own motion into the operations and practices of Vycera Communications, Inc. (U-5477) and its officers and primary shareholders, Derek M. Gietzen and Thalia R. Gietzen, to determine whether respondents have violated the laws, rules and regulations governing the manner in which California consumers are switched from one telephone carrier to another and billed for telephone products or services,  
**Commission Room 5018, San Francisco**
- 3/7/05**  
10:00 a.m.  
ALJ Galvin  
Comr Kennedy  
**A.03-12-008 (EH)** - In the Matter of the Application of CALIFORNIA WATER SERVICE COMPANY (U 60 W), a corporation, for an order authorizing treatment of net proceeds from real property sales as subject to Public Utilities Code § 790 and for establishment of memorandum accounts to record net sales proceeds, and  
**A.04-08-017** - In the Matter of the Application of CALIFORNIA WATER SERVICE COMPANY (U 60 W), a corporation, for an order authorizing replacement of the operations center and customer center in the Chico District and treatment of their net sale proceeds as subject to Public Utilities Code § 790,  
**Commission Courtroom, San Francisco**  
**(also March 8)**
- 3/7/05**  
10:00 a.m.  
ALJ Bushey  
Comr Brown  
**I.04-07-005 (EH)** - Investigation on the Commission's own motion into the operations and practices of Vycera Communications, Inc. (U-5477) and its officers and primary shareholders, Derek M. Gietzen and Thalia R. Gietzen, to determine whether respondents have violated the laws, rules and regulations governing the manner in which California consumers are switched from one telephone carrier to another and billed for telephone products or services,  
**San Diego State Office Building, 1350 Front Street, Room B-107, San Diego, CA**  
**(also March 8 – 11)**
- 3/10/05**  
3:00 pm &  
7:00 p.m.  
ALJ Malcolm  
ALJ Allen  
Comr Brown  
**I.04-04-024 (PPH)** - Order Instituting Investigation into the Proposal of Sound Energy Solutions to Construct and Operate a Liquefied Natural Gas Terminal at the Port of Long Beach,  
**Long Beach Public Library – Auditorium, 101 Pacific Avenue, Long Beach, CA 90822**  
**Also:**  
**3/11/05, 3:30 p.m., Wilmington Senior Citizens Center - Main Auditorium Room, 1371 Eubank Avenue, Wilmington, CA**
- 3/14/05**  
9:00 a.m.  
ALJ Vieth  
Comr Peevey  
**A.03-10-057 (EH)** - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region 1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief,  
**Commission Courtroom, San Francisco**  
**(also March 15 – 16)**
- 3/21/05**  
9:00 a.m.  
ALJ Vieth  
Comr Kennedy  
**A.04-07-042 (EH)** - In the matter of the Application of Hillview Water Company (U 194-W) for authority to increase rates: In 2004 \$251, 233, or 28.32% above the revenues generated by present rates,  
**Commission Courtroom, San Francisco**  
**(also March 22 – 23)**

<b>4/26/05</b> 10:00 a.m. ALJ Fukutome Comr Peevey	<b>A.04-07-018 (EH)</b> - In the Matter of the Application of SOUTHERN CALIFORNIA WATER COMPANY (U 133-W), for an Order pursuant to Public Utilities Code Section 851 approving a Reallocation Agreement with the City of Folsom, as directed by D.04-04-069, <b>Commission Courtroom, San Francisco</b> <b>(also April 27 – 28)</b>
<b>5/17/05</b> 10:00 a.m. ALJ Mattson Comr Peevey	<b>A.04-06-024 (PHC)</b> - Application of Pacific Gas and Electric Company To Revise Its Electric Marginal Costs, Revenue Allocation, and Rate Design U 39 M, <b>Commission Courtroom, San Francisco</b>
<b>5/23/05</b> 9:00 a.m. ALJ Mattson Comr Peevey	<b>A.04-06-024 (EH)</b> - Application of Pacific Gas and Electric Company To Revise Its Electric Marginal Costs, Revenue Allocation, and Rate Design U 39 M, <b>Commission Courtroom, San Francisco</b> <b>(also May 24 – 27; May 30 – June 3; and June 6 – 10)</b>

### NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the “Filing of Notice of Denial of Request for Ex Parte Meeting.” The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission’s Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

NONE

### NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

NONE

### NOTICE OF EX PARTE COMMUNICATIONS

*Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

11/17/04	R02-01-011	Order Instituting Rulemaking regarding the implementation of the suspension of direct access pursuant to Assembly Bill 1X and Decision 01-09-060.
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**Summary:** On November 12, 2004, Scott Blaising, counsel for the California Municipal Utilities Association (CMUA), met with Cmmr. Lynch and Manuel Ramirez, advisor to Cmmr. Brown, in two separate meetings in San Francisco. At the meeting with Cmmr. Lynch also present was Michael Campbell, advisor to Cmmr. Lynch. Written material (attached to the notice) was used. Blaising commented that CMUA supports a twofold approach for New Municipal Load (NML): a categorical exemption for NML served by ‘existing’ publicly owned utilities and a limited (150 MW) cap for NML served by ‘new’ publicly owned utilities. Blaising also noted that if the Commission decides to approve an overall cap, a cap of 400 MW is justified.

**Filer: California Municipal Utilities Association****Contact: Scott Blaising****Phone: (916) 682-9702****Email: blaising@braunlegal.com**

11/19/04      A03-10-022      Southern California Edison Company, for approval of its 2004 Revenue Requirement and related estimates under the Energy Resource Recovery Account (ERRA); and for a Commission Finding that its Procurement-related and other Operations were reasonable for the Record Period September 1, 2001 through June 30, 2003.

**Summary: LATE FILED.** On November 9, 2004, Bruce C. Foster, Vice President, Regulatory Affairs of Southern California Edison Company (SCE), met with Mike Campbell, advisor to Cmmr. Lynch, in San Francisco. Also present was Colin E. Cushnie, Director, Regulatory Affairs, of SCE. Written materials (attached to the notice) were used. SCE representatives discussed ALJ Fukutome's proposed decision (PD). SCE's representatives expressed concern that PD improperly expands the scope of the least-cost dispatch compliance showing. SCE's representatives indicated that the PD is inconsistent with AB 57 and with previous Commission determination regarding the scope of a least-cost dispatch review.

**Filer: Southern California Edison Company****Contact: Henry Romero****Phone: (626) 302-4124****Email: henry.romero@sce.com**

**Summary: LATE FILED.** On November 8, 2004, Bruce C. Foster, Vice President, Regulatory Affairs of Southern California Edison Company (SCE), met with Julie Fitch, advisor to Pres. Peevey, in San Francisco. Also present were Paul Douglas, Analyst of the Energy Division, and Colin E. Cushnie, Director, Regulatory Affairs, of SCE. Written materials (attached to the notice) were used. SCE representatives discussed ALJ Fukutome's proposed decision (PD). SCE's representatives expressed concern that PD improperly expands the scope of the least-cost dispatch compliance showing. SCE's representatives indicated that the PD is inconsistent with AB 57 and with previous Commission determination regarding the scope of a least-cost dispatch review.

**Filer: Southern California Edison Company****Contact: Henry Romero****Phone: (626) 302-4124****Email: henry.romero@sce.com**

11/19/04      R01-09-001      Order instituting rulemaking on the Commission's own motion to assess and revise the new Regulatory Framework for Pacific Bell and Verizon California Incorporated.

                 I01-09-002      Order instituting investigation on the Commission's own motion to assess and revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated.

**Summary:** On November 16, 2004, Jamie Malone, Director – Regulatory, Pacific Bell Telephone Company dba SBC California (SBC CA), had a telephone conversation with Timothy J. Sullivan, advisor to Cmmr. Kennedy. Malone stated that the only customer surveys filed by SBC CA in the Commission's monitoring program under the new regulatory framework (NRF) were filed as P.A-02-04 reports, and it is SBC CA's belief that no other customer surveys conducted by SBC CA were required to be filed under the NRF monitoring program. In addition, Malone pointed out that the Office of Ratepayer Advocates in its reply comments to SBC CA's application for rehearing and motion for stay, did not appear to take exceptions to Ms. Malone's declaration (attached to SBC CA's motion for stay).

**Filer: Pacific Bell Telephone Company dba SBC California****Contact: Claudia Barros****Phone: (415) 542-3820**

11/19/04      A02-12-027      Southern California Gas Company, for authority to update its gas revenue requirement and base rates.

                 A02-12-028      San Diego Gas & Electric Company (U 902-M), for authority to update its gas and electric revenue requirement and base rates.

                 I03-03-016      Order Instituting Investigation on the Commission's own motion

into the rates, operations, practices, service and facilities of Southern California Gas Company and San Diego Gas & Electric Company.

**Summary:** On November 16, Lee Schavrien, Vice President of Regulatory Affairs for San Diego Gas & Electric Company and Southern California Gas Company, met with Cmmr. Brown in an all-party meeting in San Francisco. Also present were Belinda Gatti, advisor to Cmmr. Brown, Michael Campbell, advisor to Cmmr. Lynch, Steven Weissman, advisor to Cmmr. Wood, Robert Lane and Rami Kahlon, advisors to Pres. Peevey, representatives from the Office of Ratepayer Advocates, the Energy Division, Utility Consumers' Action Network (UCAN), Southern California Edison Company, Southern California Generation Group, Greenlining Institute, and The Utility Reform Network. Schavrien stated that the settlements were supported by a comparison exhibit and the record. Schavrien further stated that UCAN's claim that its concerns were not addressed in either the settlement or Cmmr. Brown's alternate was wrong.

**Filer:** San Diego Gas & Electric Company and Southern California Gas Company

**Contact:** Renee Le Camus

**Phone:** (415) 202-9986

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**Summary:** On November 16, John P. Hughes, Manager of Regulatory Operations, Southern California Edison Company (SCE), met with Cmmr. Brown, in San Francisco. Also present were Belinda Gatti, advisor to Cmmr. Brown, Michael Campbell, advisor to Cmmr. Lynch, Steven Weissman, advisor to Cmmr. Wood, Robert Lane and Rami Kahlon, advisors to Pres. Peevey, Mark Pocta and Pam Thompson of the Office of Ratepayer Advocates, Lee Schavrien and Ron VanderLeeden of Sempra, Michael Shames of the Utility Consumers' Action Network, Bill Adams, consultant, and Marcel Hawiger of The Utility Reform Network. Hughes stated that modifying the Rate Case Plan, as Cmmr. Brown's alternate proposes, is not necessary. Hughes explained that any changes to the procedure for processing future cost of service proceedings for the two Sempra utilities would not require a change to the Commission's rate plan and should not be applied to other energy utilities.

**Filer:** Southern California Edison Company

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